

HON. ROBERT S. LASNIK

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

FANAYE TURNER

NO.CV05-1575L

Plaintiff,

**JOINT STATUS REPORT AND  
DISCOVERY PLAN**

v.

UNIVERSITY OF WASHINGTON and  
BUDDY RATNER

Defendants.

PURSUANT TO court order dated September 23, 2005, the parties, by and through their counsel, submit the following Joint Status Report and Discovery Plan:

1. Nature and Complexity of the Case

This is a civil rights action for damages for different treatment and an ongoing hostile and abusive work environment because of race and/or national origin and/or for retaliation for her rejecting unlawful conduct or engaging in protected conduct. Ms. Turner also asserts claims for wrongful discharge in violation of public policy and negligent infliction of emotional distress. Defendants deny any liability for claims made in the complaint.

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1           2.     ADR Method

2           Mediation.

3           3.     Timing of Mediation

4           The parties prefer to conduct mediation after an initial round of discovery but no later  
5           than May 5, 2006.

6           4.     Joinder of Parties

7           No additional parties will be joined.

8           5.     Proposed discovery plan:

9           A.     Conference and disclosures. The FRCP 26(f) conference occurred on  
10           October 21, 2005. The FRCP 26(a) initial disclosures will take place on October 28, 2005.

11           B.     Discovery scope. Discovery will cover all issues of liability, defenses  
12           and damages. The parties agree that there is no reason to conduct discovery in phases.

13           C.     Changes in discovery limitations. The parties do not foresee the need for  
14           any changes in the discovery limitations set by the Federal and Local Rules.

15           D.     Management of discovery: The parties have agreed to exchange  
16           documents identified in the initial disclosures.

17           E.     Other orders that should be entered by the Court under FRCP 26(c), or  
18           under Local Rule CR 16(b) and (c): A stipulated protective order will need to be entered in  
19           order to maintain confidentiality of personal, employment and medical records of plaintiff and  
20           others. The parties will file such an order in due course.

21           6.     Discovery Cutoff

22           Lead counsel for plaintiff will be taking maternity leave from approximately May 15,  
23           2006 through September 30, 2006. The parties have agreed to conduct discovery up until her  
24           attorney's departure, then effectively stay the case during her period of leave. Plaintiff requests

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1 a discovery cutoff of December 15, 2006 so that any remaining discovery can be completed  
2 upon her return. Defendants request a discovery cut-off of September 29, 2006.

3 7. Agreement to full-time Magistrate Judge

4 The parties do not agree to a full-time magistrate judge.

5 8. Bifurcation of Issues

6 None is needed.

7 9. Pretrial Statements and Orders

8 Plaintiff requests that the parties file pretrial statements and a pretrial order in  
9 accordance with Local Rules CR 16(e), (h), (i), and (l), and 16.1.

10 10. Other Suggestions for Shortening or Simplifying

11 The parties have no further suggestions for shortening or simplifying this case at this  
12 time.

13 11. Trial Date

14 Because plaintiff's counsel will be on leave from May 15 through September 30, 2006,  
15 plaintiff requests a trial date in April or May 2007. Defendants request a trial date in late  
16 November or early December, 2006.

17 12. Jury Trial

18 No jury demand was made by either party. This will be a bench trial.

19 13. Trial Days

20 Because of the number of witnesses and the relatively long time period over which the  
21 conduct of the defendants occurred, the parties believe that 8-10 trial days will be necessary.

14. Trial Counsel

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15. Status of Service

Service has been completed.

16. Scheduling Conference

The parties do not foresee the need for a scheduling conference unless any of the proposals herein are objectionable.

JOINTLY SUBMITTED this 28<sup>th</sup> day of October, 2005.

MacDONALD HOAGUE & BAYLESS

BENNETT BIGELOW & LEEDOM, P.S.

By



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**CERTIFICATE OF SERVICE**

I hereby certify that on October 28, 2005, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the below listed attorneys:

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/s/

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